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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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20 UNITED STATES OF AMERICA,)
21 Plaintiff,) Case No.: 2:09-cr-303-RFB
22 vs.) MOTION TO CONTINUE STATUS
23) HEARING
24) (First Request)
ERIC CHRISTIAN,)
Defendant.)
)

20 The United States of America, by and through DANIEL G. BOGDEN, United States
21 Attorney, and BRANDON C. JAROCH, Assistant United States Attorney, hereby moves this
22 Court to continue the status hearing currently scheduled for August 22, 2016, at the hour of
23 10:00 a.m., for 30 days, or to a date and time to be set by this Honorable Court.

20 This motion is entered into based upon the following:

21 1. On July 15, 2016, the defendant was taken into custody by local law enforcement as
22 the result of two complaints being issued against him. *See* Attachments A and B. The
23 defendant is currently being charged with Battery w/ Substantial Bodily Harm stemming from
24 an incident that occurred in North Las Vegas. *See* Attachment A. He is also facing a felony
charge for Extortion and a gross misdemeanor for Intimidation of a Public Officer. *See*

Attachment B. The defendant has made appearances in both matters and a competency evaluation has been ordered. *Id.* The defendant's next state court appearance is currently scheduled for August 12, 2016 at 9:00 a.m. to begin the competency evaluation process which can take anywhere between three weeks to three months depending on the defendant's mental health.

2. Additionally, both Government counsel assigned to the case will be out of the District on August 22, 2016 to travel to the DEA's Federal Pharmaceutical Drug Investigations and Prosecution Training, scheduled from August 23 – 25, 2016, in Dallas, Texas.

3. Prior to his arrest on July 15, 2016, the defendant has been an absconder from this Court thus resulting in the tolling of the Speedy Trial Clock. *See* Title 18, United States Code § 3161(h)(3). The defendant has now been arrested on unrelated state charges and is subject to competency proceedings both excludable under the Speedy Trial Clock. *See* Title 18, United States Code §§ 3161(h)(1)(A) and (B).

4. This motion is not made for the purposes of delay and denial could result in unnecessary delays in the defendant's state court proceedings related to his mental health.

5. The additional time requested by this stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, § 3161(h)(7)(A), considering the factors under Title 18, United States Code §§ 3161(h)(7)(B).

6. This is the Government's first request for a continuance of a Status Hearing.

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1 Dated this the 9th day of August, 2016.

2 Respectfully Submitted,

3 DANIEL G. BOGDEN
4 United States Attorney

5 /s/ Brandon C. Jaroch
6 BRANDON C. JAROCH
7 Assistant United States Attorney

CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the GOVERNMENT'S MOTION TO CONTINUE STATUS HEARING, upon the defendant by electronically filing said document via the CM/ECF system and by mail with the United States Postal Service to address:

Eric Christian
Inmate #2644832
Clark County Detention Center
South Casino Center Blvd.
Las Vegas NV, 89101

DATED: August 9, 2016

s/ Brandon C. Jaroch
BRANDON C. JAROCH
Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)
Plaintiff,) Case No.: 2:09-cr-303-RFB
vs.) ORDER
ERIC CHRISTIAN,)
Defendant.)

Based on the representations contained in the Government's motion and good cause appearing,

IT IS THEREFORE ORDERED that the Status Hearing currently scheduled for Monday, August 22, 2016 at 10:00 a.m., be vacated and continued to 9/23/2016 at the hour of 11:30 am, Courtroom 7C.

DATED this 19th of August, 2016.


RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

ATTACHMENT A

15CRN001916-0000

Case Type	CRIMINAL COMPLAINT NV	Action:	BATTERY W/SUBSTANTIAL BODILY HARM
Case Status:	OPEN	Status Date:	10/21/2015
File Date:	10/21/2015	Case Judge:	TYRRELL, NATALIE L
DCM Track:		Next Event:	08/12/2016

All Information | Party | Charge | Ticket/Citation # | Event | Docket | Disposition

Party Information

CHRISTIAN, ERIC LEON - DEFENDANT CR/TR

Disposition
Disp Date

Alias

Party Attorney

[More Party Information](#)

Party Charge Information

CHRISTIAN, ERIC LEON - DEFENDANT CR/TR

Charge # 1 : 50214 - FELONY BATTERY W/SUBSTANTIAL BODILY HARM

Original Charge 50214 BATTERY W/SUBSTANTIAL BODILY HARM
(FELONY)

Indicted Charge
Amended Charge
DV Related?
Modifiers
Stage Date

Ticket #
ATN #
Tracking #
Place of Offense NORTH LAS VEGAS
TOWNSHIP
Offense
Location
Date of Offense 09/01/2015
Complainant

[Sentencing Information](#)

Ticket/Citation

Citation # : - NORTH LAS VEGAS TOWNSHIP Offense Date 09/01/2015

Agency NORTH LAS VEGAS POLICE
DEPARTMENT
Officer
Second Officer
Complainant

Speed Cited
Speed Limit
Location
Insured/Proof
Accident N
Work Zone
Haz Mat
Points
Priors
License Taken N
BAC

Plate
State
Year
Type

Style
 Color

Events

Date/Time	Location	Type	Result	Event Judge
07/19/2016 08:30 AM	DEPARTMENT 2	FELONY ARRAIGNMENT NLV	ARRAIGNMENT HEARING HELD	TYRRELL, NATALIE L
07/20/2016 08:30 AM	DEPARTMENT 2	FELONY ARRAIGNMENT NLV	ARRAIGNMENT HEARING HELD	TYRRELL, NATALIE L
08/12/2016 09:00 AM	DISTRICT COURT DEPARTMENT 9	DISTRICT COURT ARRAIGNMENT NLV		

Docket Information

Date	Description	Docket Text	Amount Owed
09/01/2015	BAIL AMOUNT	BAIL AMOUNT Charge #1: BATTERY W/SUBSTANTIAL BODILY HARM	
10/22/2015	ARREST WARRANT ISSUED	Complaint FILED. Arrest Warrant ISSUED TYRRELL, NATALIE L BAIL SET. ARREST WARRANT - CRIMINAL created on: 10/22/2015 For: CHRISTIAN, ERIC LEON Bond Amt: \$ 10,000.00	
10/22/2015	ALERT INFORMATION	ALERT INFORMATION ARREST WARRANT - CRIMINAL issued on: 10/22/2015 For: CHRISTIAN, ERIC LEON Bond Amt: \$ 10,000.00	
07/18/2016	ALERT INFORMATION	ALERT INFORMATION ARREST WARRANT - CRIMINAL served on: 07/15/2016 For: CHRISTIAN, ERIC LEON	
07/18/2016	SET FOR COURT APPEARANCE	SET FOR COURT APPEARANCE Event: FELONY ARRAIGNMENT NLV Date: 07/19/2016 Time: 8:30 am Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2 Result: ARRAIGNMENT HEARING HELD	
07/19/2016	OFFICERS PRESENT NLVJC DEPT 2	N.L. TYRRELL, JP CARA CAMPBELL, DDA O. GARCIA, CLK RECORDED BY JAVS/TS	
07/19/2016	ARRAIGNMENT HEARING HELD	ARRAIGNMENT HEARING HELD DEFENDANT PRESENT IN NLV CUSTODY COMPLAINT PRESENTED DEFENDANT REFUSES TO FILL OUT APPLICATION FOR COURT APPOINTED COUNSEL DEFENDANT REQUEST TO REPRESENT HIMSELF COURT BEGAN THE FARETTA CANVAS COURT WAS INFORMED BY JAIL STAFF THAT DEFENDANT HAS A POSSIBLE PSYCH ISSUE COURT REQUEST JAIL MEDICAL TO REVIEW DEFENDANT'S STATUS AND INFORM THE COURT IF DEFENDANT NEEDS TO BE REFERRED TO DISTRICT COURT FOR EVALUATION PASSED FOR STATUS CHECK AND CONTINUED ARRAIGNMENT NLV \$10,000	

Date	Description	Docket Text	Amount Owed
		<p>The following event: FELONY ARRAIGNMENT NLV scheduled for 07/19/2016 at 8:30 am has been resulted as follows:</p> <p>Result: ARRAIGNMENT HEARING HELD Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2</p>	
07/19/2016	SET FOR COURT APPEARANCE	<p>SET FOR COURT APPEARANCE Event: FELONY ARRAIGNMENT NLV Date: 07/20/2016 Time: 8:30 am Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2</p>	
07/20/2016	OFFICERS PRESENT NLVJC DEPT 2	<p>N.L. TYRRELL, JP MARIA LAVELLE, DDA O. GARCIA, CLK RECORDED BY JAVS/TS</p> <p>TRACK 14</p>	
07/20/2016	ARRAIGNMENT HEARING HELD	<p>ARRAIGNMENT HEARING HELD</p> <p>DEFENDANT PRESENT IN NLV CUSTODY DUE TO THE COURTS INTERACTIONS WITH DEFENDANT YESTERDAY - CONCERNS WERE RAISED REGARDING DEFENDANTS COMPETENCY COURT REQUESTED MEDICAL STAFF TO INTERVIEW DEFENDANT REGARDING THIS ISSUE THE COURT WAS INFORMED THIS MORNING BY JAIL STAFF THAT THE DEFENDANT REFUSED TO SPEAK WITH MEDICAL STAFF COURT HAS BEEN UNABLE TO PROPERLY ARRAIGN DEFENDANT AS DEFENDANT IS BEING ARGUMENTATIVE AND CONSTANTLY TALKS OVER THE COURT DEFENDANT IS REFUSING LEGAL REPRESENTATION AND CONTINUES TO INTERRUPT COURT PROCEEDINGS AT THIS TIME THE COURT IS NOT ABLE TO CONTINUE WITH PROCEEDINGS ON COURTS OWN MOTION: REQUEST AND ORDER FOR COMPETENCY EVALUATION SIGNED IN OPEN COURT DEFENDANT BOUND OVER TO DISTRICT COURT FOR FURTHER PROCEEDINGS RE: COMPETENCY DEFENDANT TO APPEAR IN DISTRICT COURT 9 FOR COMPETENCY HEARING CCDC 10,000</p>	
		<p>The following event: FELONY ARRAIGNMENT NLV scheduled for 07/20/2016 at 8:30 am has been resulted as follows:</p> <p>Result: ARRAIGNMENT HEARING HELD Judge: TYRRELL, NATALIE L Location: DEPARTMENT 2</p>	
07/20/2016	SET FOR COURT APPEARANCE	<p>SET FOR COURT APPEARANCE Event: DISTRICT COURT ARRAIGNMENT NLV Date: 08/12/2016 Time: 9:00 am Judge: Location: DISTRICT COURT DEPARTMENT 9</p>	

Case Disposition			
Disposition	Date	Case Judge	
UNDISPOSED		TYRRELL, NATALIE L	

ATTACHMENT B

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Location : Justice Court [Help](#)

REGISTER OF ACTIONS

CASE No. 16F11723X

State of Nevada vs. CHRISTIAN, ERIC

Case Type: **Felony**
Date Filed: **07/14/2016**
Location: **JC Department 11**

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PARTY INFORMATION

Defendant CHRISTIAN, ERIC

Lead Attorneys
Public Defender
Public Defender
702-455-4685(W)

State of Nevada

CHARGE INFORMATION

Charges:	CHRISTIAN, ERIC	Statute	Level	Date
1.	Extortion [50619]	205.320	Felony	07/05/2016
2.	Intimidate pub off/others [52995]	199.300.3b	Gross Misdemeanor	07/05/2016

EVENTS & ORDERS OF THE COURT

DISPOSITIONS

08/08/2016 (Judicial Officer: Goodman, Eric)
1. Extortion [50619]
Competency Bindover
2. Intimidate pub off/others [52995]
Competency Bindover

OTHER EVENTS AND HEARINGS

07/14/2016 CTRACK Track Assignment JC11
07/14/2016 Criminal Complaint
07/14/2016 Request For Arrest Warrant
07/14/2016 Filed Under Seal
07/14/2016 Declaration of Warrant Summons (Affidavit)
07/14/2016 Arrest Warrant Request (11:49 AM) (Judicial Officers Bonaventure, Joseph M., Bonaventure, Joseph M.)
Result: Arrest Warrant Issued
07/14/2016 Arrest Warrant Ordered to be Issued
Count 1 - 20,000/20,000 Count 2 - 5,000/5000
07/14/2016 Minute Order - Department 11
07/14/2016 Warrant Issued
07/14/2016 Warrant Cleared (Issued in Error)
07/14/2016 Warrant Issued
07/14/2016 Arrest Warrant Confidential
07/14/2016 Arrest Warrant - Face Sheet
07/14/2016 CTRACK Case Modified
Jurisdiction/DA;
07/21/2016 CTRACK Case Modified
ArrestDate/07/21/2016;
07/21/2016 Warrant Cleared
07/21/2016 Warrant Arrest Documents
07/22/2016 Warrant Service Slip
07/25/2016 CANCELED Arrest Warrant Return Hearing (7:30 AM) (Judicial Officer Goodman, Eric)
Vacated
07/25/2016 Initial Appearance (7:30 AM) (Judicial Officer Goodman, Eric)
in custody
Result: Matter Heard
07/25/2016 Initial Appearance Completed
Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint
07/25/2016 Public Defender Appointed
07/25/2016 Bail Reset - Cash or Surety
Counts: 001; 002 - \$25,000.00/\$25,000.00 Total Bail
07/25/2016 Minute Order - Department 11
07/25/2016 Motion
Motion by Defendant to represent himself - Motion denied at this time
08/08/2016 Preliminary Hearing (9:00 AM) (Judicial Officer Goodman, Eric)
In Custody
Result: Bound Over
08/08/2016 Request for Evaluation for Competency
Request and Order filed in open Court
Competency Bind Over to District Court

Request and Order for Competency Evaluation signed. Defendant conditionally bound over to District Court, re: Competency. Defendant to appear in District Court Department 9.

08/08/2016 Competency Court date set
Aug 12 2016 9:00AM: in custody

08/08/2016 Bail Stands - Cash or Surety
Counts: 001; 002 - \$25,000.00/\$25,000.00 Total Bail

08/08/2016 Minute Order - Department 11